

JAN 24 2019

A BILL FOR AN ACT

RELATING TO THE STATE SURFING COMMISSION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The purpose of this Act is to establish a state
2 commission on surfing to locally and globally promote surfing
3 and education regarding surfing's unique connection to Hawaii.

4 SECTION 2. The Hawaii Revised Statutes is amended by
5 adding a new chapter to be appropriately designated and to read
6 as follows:

7 "CHAPTER

8 STATE COMMISSION ON SURFING

9 § -1 Findings and purpose. The legislature finds that
10 surfing, as the state sport of Hawaii, is of significant
11 cultural, social, and economic value to the people and State of
12 Hawaii, as well as the many visitors who travel to the State for
13 surfing. An estimated 704,000 people surf in Hawaii each year,
14 the second-most out of any state in the country. Hawaii's
15 unique weather and topography make the state especially suited
16 for surfing; yet, many people are unaware of the history and
17 exclusive connection that Hawaii has with surfing.



1 The legislature also recognizes the increasing recognition
2 of surfing beyond the State of Hawaii. The 2020 Summer Olympics
3 in Tokyo will be the first Olympics games to include surfing,
4 further bolstering global recognition of the sport.

5 The purpose of this chapter is to provide for a statewide
6 program to promote surfing and educate people throughout the
7 State, as well as a broader international audience, of surfing's
8 unique connection to Hawaii.

9 § -2 Definitions. As used in this chapter, unless the
10 context requires otherwise:

11 "Commission" means the state commission on surfing
12 established pursuant to section -3.

13 § -3 Establishment of the state commission on surfing.

14 There is established the state commission on surfing within the
15 department of commerce and consumer affairs for administrative
16 purposes.

17 § -4 Members; terms; chair; quorum; compensation. (a)

18 The commission shall consist of fifteen members and reflect the
19 geographic and cultural diversity of the State. The membership
20 shall include:



1 (1) The lieutenant governor; director of commerce and
2 consumer affairs; chairperson of the board of land and
3 natural resources; comptroller; director of business,
4 economic development, and tourism; and superintendent
5 of education; or their designees, as ex officio voting
6 members;

7 (2) Eight voting members shall be appointed by the
8 governor pursuant to section 26-34, except as provided
9 in this section, as follows:

10 (A) Two members shall be appointed by the governor
11 from a list of three nominees submitted by the
12 president of the senate, and two members shall be
13 appointed by the governor from a list of three
14 nominees submitted by the speaker of the house of
15 representatives; and

16 (B) Four members shall be appointed by the governor
17 from the community-at-large, of which two members
18 shall be selected from the Hawaiian community on
19 the basis of their understanding of the culture
20 and history of surfing; and



(3) One voting member shall be designated by the Hawaii
Surfing Association.

(b) Of the appointed members, there shall be at least one
member from each of the counties of Kauai, Maui, and Hawaii.

(c) All members shall serve for a term of four years. Any
vacancies occurring in the membership of the commission shall be
filled for the remainder of the unexpired term in the same
manner as the original appointments. No member shall serve on
the commission for more than two terms; provided that if a
member fills a vacancy and serves for the remainder of an
unexpired term, that member shall be considered to have served
one term.

(d) The chair and vice chair of the board shall be
selected annually from the nongovernmental members of the
commission appointed pursuant to subsection (a)(2). A simple
majority shall constitute a quorum, whose affirmative vote shall
be necessary for all actions.

(e) The members shall serve without compensation.

(f) Any member of the commission shall be immune from
civil liability as provided in section 26-35.5.



§ -5 Duties; meetings; exemption from administrative supervision of boards and commissions. (a) The commission shall serve in an advisory capacity to state agencies to promote the surfing industry and educate people about the cultural and historical significance of surfing. In addition, the commission may make recommendations on programs, services, and contracts relating to surfing, and may:

- (1) Act as a central clearinghouse and coordinating body for governmental and nongovernmental activities and information relating to the promotion of surfing;
- (2) Identify promising best practices that support and engage surfers and the surfing industry;
- (3) Identify obstacles that impede or prevent people from undertaking surfing in a safe manner;
- (4) Raise public awareness of surfing and its cultural and historical connection to the State;
- (5) Recommend policies and practices, within and without state government, that encourage the education and promotion of surfing;



(6) Promote, foster, encourage, and otherwise support programs designed to educate and train people in the sport of surfing;

(7) Promote, foster, encourage, and otherwise support programs that promote surfing; and

(8) Do any and all things necessary to carry out its duties and the purposes of this chapter.

(b) The meetings of the commission shall be subject to the requirements of chapter 92.

(c) Notwithstanding any law to the contrary, the commission shall be exempt from section 26-35 with the exception of sections 26-35(a)(2), (3), (7), and (8).

§ -6 Administration of funds. The commission shall administer funds appropriated or allocated for its work and shall be authorized to accept, disburse, and allocate funds that may become available from other governmental and private sources; provided that all funds shall be disbursed or allocated in compliance with any specific designation stated by the donor and, in the absence of any specific designation, the funds shall be disbursed or allocated on projects related to any of the purposes of this chapter."

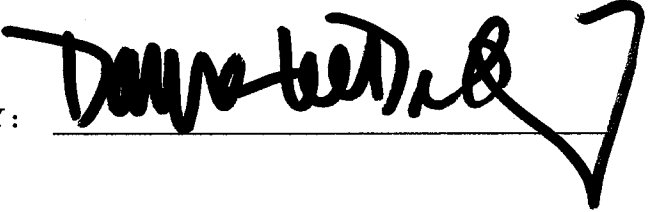


S.B. NO. 1459

1 SECTION 3. This Act shall take effect upon its approval.

2

INTRODUCED BY:





S.B. NO. 1459

Report Title:

State Commission on Surfing

Description:

Establishes the state commission on surfing.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

